

Remarks

Pursuant to 37 C.F.R. 1.173(c), attached as Appendix A, is the status of all patent claims. Claims 5-8 are pending and no amendments have been made to those claims. In addition, a clean set of all pending claims is provided for the convenience of the Examiner at Appendix B. It is respectfully submitted that entry of the amendments submitted herewith introduce no new matter to the reissue application.

Claims 1-4 have been cancelled as they are identical to Claims 5-8 of previously issued and co-owned U.S. Patent 5,631,298.

U.S. Patent 5,691,385 is not at this time, and has not previously been, involved in any proceedings such as interferences, reissues, reexaminations or litigations.

A copy of the Terminal Disclaimer Under 37 C.F.R. 1.321 submitted and recorded for the subject patent is enclosed.

Accompanying this Preliminary Amendment is an Information Disclosure Statement and PTO 1449 (modified). Applicants request special consideration be given to the pending claims and Claims 1-4 in co-owned and prior issued U.S. Patent 5,631,298 (Reference AD).

Also accompanying this Preliminary Amendment is a Supplemental Declaration Under 37 C.F.R. 1.67 and a Petition Under 37 C.F.R. 1.324. As the request for a reissue has not been granted at this time, the Petition For Correction of Inventorship is being submitted under 37 C.F.R. 1.324 rather than 37 C.F.R. 1.48. Accompanying the Petition Under 37 C.F.R. 1.324 is a Consent of Assignee to Change of Inventorship and Authority to Act on Behalf of Assignee. To the extent the reissue is granted, Assignee requests the Petition for Change of Inventorship be deemed submitted under 37 C.F.R. 1.48 and acted upon.

The Supplemental Declaration is being submitted to satisfy the oath or declaration requirement for the filing of the application and the amendment of claims resulting in U.S. Patent 5,691,385.

Respectfully submitted,



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